

***AMENDED LEGAL ACTION REPORT FOR THE
TUCSON POLICE AND FIRE PUBLIC SAFETY PERSONNEL
RETIREMENT SYSTEM BOARDS
MEETING OF TUESDAY, NOVEMBER 13, 2007
CITY OF TUCSON FINANCE DEPARTMENT CONFERENCE ROOM
FIFTH FLOOR OF CITY HALL 255 W. ALAMEDA, TUCSON, AZ
9:45 A. M.**

1. ROLL CALL: Vice Chair Pickens, called the meeting to order.

Police Board Members:

| | | |
|----------------|----------|----------------------|
| Robert Walkup | - Chair | Arrived at 9:46 a.m. |
| Marion Pickens | - Member | |
| Joe Ladenburg | - Member | Absent/Excused |
| Tom Garrison | - Member | |
| Mike Gurr | - Member | |

Fire Board Members:

| | | |
|-----------------|----------|----------------------|
| Robert Walkup | - Chair | Arrived at 9:46 a.m. |
| Marion Pickens | - Member | |
| Joe Ladenburg | - Member | Absent/Excused |
| Mike McKendrick | - Member | |
| Roger Tamietti | - Member | |

2. CANVASS OF ELECTION

A certified copy of the returns from the Tucson **Police** Public Safety Personnel Retirement System Board Mail Ballot Election held from September 12, 2007 through October 17, 2007 is attached for review and approval.

***MOTION** by Mr. Gurr, seconded by Mr. Kragnes to approve the results of the election and accept the returns from the Police Board Election and declare Mr. Kragnes the winner. Motion **CARRIED** by a roll call vote of 4-0. (Mr. Ladenburg Absent/Excused).

3. ROLL CALL (Newly declared Police Board)

Police Board Members:

***Corrected Motion**

| | | |
|----------------|----------|----------------|
| Robert Walkup | - Chair | |
| Marion Pickens | - Member | |
| Joe Ladenburg | - Member | Absent/Excused |
| J.D. Kragnes | - Member | |
| Mike Gurr | - Member | |

4. POLICE CONSENT AGENDA: ITEMS A – K

A. MINUTES FOR APPROVAL – 10/08/07

B. PENSION PAYROLL – Addition of Normal Service Retirement for Harold A. Goss in the amount of \$4,159.73. Addition of Normal Service Retirement for Gerald (Thomas) Garrison out of DROP in the amount of \$ 3,816.39. Addition of Normal Service Retirement for Marvin L. McEwen out of DROP in the amount of \$2,712.75. Addition of Normal Service Retirement for John Richardson out of DROP in the amount of \$3,179.66. Addition of Normal Service Retirement for Robert Soltero out of DROP in the amount of \$2,872.01. Addition of Permanent Accidental Disability Pension for Frank Kingman out of DROP in the amount of \$3,137.92. Addition of Permanent Accidental Disability Pension for Tim Peterson in the amount of \$2,653.00.

C. NORMAL SERVICE RETIREMENT

Gerald Garrison – Last day worked 10/26/07 – Pension effective 11/01/07
 Harold Goss – Last day worked 10/11/07 – Pension effective 11/01/07
 Marvin McEwen II – Last day worked 10/25/07 – Pension effective 11/01/07
 John Richardson– Last day worked 10/30/07 – Pension effective 11/01/07
 Robert J. Soltero– Last day worked 10/26/07 – Pension effective 11/01/07

D. PERMANENT ACCIDENTAL DISABILITY RETIREMENT

Frank Kingman – Last day worked 10/11/07 – Pension effective 11/01/07
 Tim Peterson – Last day worked 10/30/07 – Pension effective 11/01/07

E. DEFERRED RETIREMENT OPTION PLAN

Joseph L. Bermudez – Election to participate in the DROP 10/31/07
 Kimberly Fister – Election to participate in the DROP 10/31/07

F. PRE-EMPLOYMENT PHYSICAL REQUIREMENT

DOH

PSPRS: 07/05/07 Class 07-3

Altman, Eric Passed Pre-Employment physical

| | |
|---------------------|--------------------------------|
| Arnold, Adrian | Passed Pre-Employment physical |
| Brown, Toriano | Passed Pre-Employment physical |
| Burnett, Clark | Passed Pre-Employment physical |
| Carpenter, Travis | Passed Pre-Employment physical |
| Danaher, Ryan | Passed Pre-Employment physical |
| Davila, Lisa | Passed Pre-Employment physical |
| Ferg, Stephen | Passed Pre-Employment physical |
| Foster, Aaron | Passed Pre-Employment physical |
| Friedman, Yoel | Passed Pre-Employment physical |
| Gillespie, Parrish | Passed Pre-Employment physical |
| Gradillas, Richard | Passed Pre-Employment physical |
| Hearne, Robert | Passed Pre-Employment physical |
| Jost, Michael | Passed Pre-Employment physical |
| Mesa, Alfredo | Passed Pre-Employment physical |
| Meza, Rene | Passed Pre-Employment physical |
| Miller, Bradley | Passed Pre-Employment physical |
| Morales, Richard | Passed Pre-Employment physical |
| Nace, Gabriel | Passed Pre-Employment physical |
| Nottingham, Patrick | Passed Pre-Employment physical |
| Parkinson Israel | Passed Pre-Employment physical |
| Peak, Matthew | Passed Pre-Employment physical |
| Perkins, Stephen | Passed Pre-Employment physical |
| Pluchinski, Lori | Passed Pre-Employment physical |
| Powell, Daniel | Passed Pre-Employment physical |
| Rosebeck, Gary | Passed Pre-Employment physical |
| Schladweiler, Todd | Passed Pre-Employment physical |
| Sherman, Stuart | Passed Pre-Employment physical |
| Tran, Peter | Passed Pre-Employment physical |
| Truesdell, Anthony | Passed Pre-Employment physical |
| Valenzuela, Vincent | Passed Pre-Employment physical |
| Voss, Corey | Passed Pre-Employment physical |
| Wrightman, Meghan | Passed Pre-Employment physical |
| Williamson, Daryl | Passed Pre-Employment physical |

- G. EXPENDITURE STATEMENT IN THE AMOUNT OF \$500.00 FOR ANNUAL PHYSICAL for Frank Kingman and Tim Peterson by Dr. Dennis Thrasher at Sunnyside Medcenter
- H. APPLICATION FOR SEPARATION/REFUND OF CONTRIBUTIONS
Michael Mare – 40,578.60 refund of Contributions from Tucson Police Department. Separation Date: 10/12/07

I. TRANSFER OF SERVICE

Cheryl Ryan – from Tucson Police to AZ State Capitol Police – 8.2273 years
Nikola Zovko – from Tucson Police to Pinal County Sheriff – 1.4237 years

J. REDEMPTION OF PRIOR SERVICE

Roger Nusbaum – 4.413 years of service from Green River and Rock Springs in the amount of \$76,149.00

Fernando Valencia – 2.919 years of service from Pima County – CORP in the amount of \$84,239.00

K. RETAINER FEE OF \$400 PLUS COSTS-DAVID McEVOY, ATTORNEY

MOTION by Mr. Gurr, seconded by Mr. Kragnes that Police Board Items A – K are adopted and the appropriate action taken. Motion **CARRIED** by a roll call vote of 4-0. (Mr. Ladenburg Absent/Excused).

5. FIRE CONSENT AGENDA: ITEMS A – E

A. MINUTES FOR APPROVAL – 10/08/07

B. PENSION PAYROLL – No change.

C. REDEMPTION OF PRIOR SERVICE

Linda Wekenborg – from Tucson Supplemental Retirement System to Tucson Fire 1.186 Years in the amount of \$20,894.00.

D. NOTIFICATION OF AND ACCEPTANCE OF CO-GUARDIANS
AN ADULT INCAPACITATED PERSON

Betty Phillips and Shelley J. Phillips-Ortiz for Cameron Phillips

E. RETAINER FEE OF \$400 PLUS COSTS-DAVID McEVOY, ATTORNEY

MOTION by Mr. McKendrick, seconded by Mr. Tamietti that Fire Board Items A – E are adopted and the appropriate action taken. Motion **CARRIED** by a roll call vote of 4-0. (Mr. Ladenburg Absent/Excused).

6. APPLICATION FOR DISABILITY RETIREMENT EXECUTIVE SESSION

Discussion or consideration of records exempt by law from public inspection A.R.S.

**38-431.03[2] and discussion or consultation for legal advice with attorney staff
A.R.S. 38-431.03 (A [3 & 4])**

Police – Attachments
James Parks

There was no executive session.

**7. APPLICATION FOR DISABILITY RETIREMENT
Direction regarding Executive Session**

Police
James Parks

MOTION by Mr. Gurr, seconded by Mr. Kragne that based on the medical evidence provided and letter by Dr. Thrasher dated November 1, 2007 the board approve the application for temporary disability retirement for Mr. James Parks to be effective upon separation from the Police Department. Motion **CARRIED** unanimously.

**8. APPLICATION FOR DISABILITY RETIREMENT EXECUTIVE SESSION
Discussion or consideration of records exempt by law from public inspection A.R.S.
38-431.03[2] and discussion or consultation for legal advice with attorney staff
A.R.S. 38-431.03 (A [3 & 4])**

Police – Attachments
Caroline Stover

There was no executive session.

**9. APPLICATION FOR DISABILITY RETIREMENT
Direction regarding Executive Session**

Police
Caroline Stover

MOTION by Mr. Gurr, seconded by Mr. Kragne that Ms. Stover make an appointment with the Board Physician for a review to determine if she is eligible for a Permanent Accidental Disability retirement. Motion **CARRIED** unanimously

- 10. NOTIFICATION FROM ATTORNEY GENERAL'S OFFICE REGARDING APPLICATION FOR DISABILITY RETIREMENT EXECUTIVE SESSION**
Discussion or consideration of records exempt by law from public inspection A.R.S. 38-431.03[2] and discussion or consultation for legal advice with attorney staff A.R.S. 38-431.03 (A [3 & 4])

Police - Attachments
Jack Wixon

There was no executive session.

- 11. NOTIFICATION FROM ATTORNEY GENERAL'S OFFICE REGARDING APPLICATION FOR DISABILITY RETIREMENT**
Direction regarding Executive Session

Police
Jack Wixon

This item was for information only no action took place.

- 12. COMPLIANCE WITH FINANCIAL AUDITS – RULE 18**
EXECUTIVE SESSION Discussion or consideration of records exempt by law from public inspection A.R.S. 38-431.03[2] and discussion or consultation for legal advice with attorney staff A.R.S. 38-431.03 (A [3 & 4])

Police & Fire - Attachments

There was no executive session.

- 13. COMPLIANCE WITH FINANCIAL AUDITS – RULE 18**
Board Direction Regarding Executive Session

Police & Fire - Attachments

WITHOUT OBJECTION this item was continued until next month.

- 14. BOARD STAFF**

Police & Fire - Attachment

WITHOUT OBJECTION this item was continued until next month.

15. POLICE AND FIRE BUDGET

Police & Fire - Attachments

WITHOUT OBJECTION this item was continued until next month.

16. FUND INFORMATION

Police & Fire

There was no fund information.

17. ADJOURNMENT: 10:33 a.m.

Police

MOTION by Mr. Gurr, seconded by Mr. Kragnes to adjourn the Police Board.

Fire

MOTION by Mr. McKendrick, seconded by Mr. Tamietti to adjourn the Fire Board.

The next regular meeting of the Tucson Police and Fire Public Safety Personnel Retirement System Boards is scheduled for **9:00 A.M.** on Tuesday, December 11, 2007, in the Finance Department Conference Room, Fifth floor of City Hall, 255 W. Alameda, Tucson, AZ.